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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,

CASE NO. 1:21-CR-00205 NODJ-BAM

12 Plaintiff,

STIPULATION AND PROPOSED ORDER FOR
RESTITUTION

13 v.

COURT: Hon. Dale A. Drozd

14 ALDO DAVID ALCARAZ,

Defendant.

16

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STIPULATION

18 Plaintiff United States of America, by and through its counsel of record, David L. Gappa, and
19 defendant, by and through counsel for defendant Thomas P. Matthews, agree as follows:

20 1. The court sentenced the defendant at a hearing on January 29, 2024, and entered an order
21 for restitution as part of the sentencing. Unfortunately, the court relied upon incomplete information
22 related to the number of victims who have submitted timely and sufficient applications for restitution.
23 The court was advised that there were 3 victims who had sought restitution. In fact, the government
24 received, and forwarded to the Probation Office, fully-documented claims for restitution from four
25 victims. The final package was received by Probation and an updated spreadsheet was available, but
26 most likely given the volume of cases pending, this information did not make its way into the final
27 version of the PSR. An attorney for that victim notified government counsel who then discovered the
28

1 oversight. But the parties believe they have a remedy.

2 2. The parties have communicated and agreed to request that the court issue the attached
3 proposed order that will award restitution of \$3,000 to one additional victim who had timely submitted a
4 request for restitution: "Lily" of the series "HG1."

5 3. Below is the information for the how the \$3,000 in restitution should be paid.

6 Restitution payment can be made out to "Jones Day in trust for Lily" and sent to:

7 Jones Day
8 Attn: Danielle Kunkel
9 500 Grant Street, Suite 4500
Pittsburgh, PA 15219-2514

10 4. The parties agree that the defendant will notify the Collections Unit, United States
11 Attorney's Office, of any interest in property obtained, directly or indirectly, including any interest
12 obtained under any other name, or entity, including a trust, partnership or corporation after the entry of
13 judgement until the restitution is paid in full.

14 5. The restitution described above shall be paid through the Office of the Clerk of the
15 District Court by bank or cashier's check or money order made payable to the "Clerk, United States
16 District Court." The Clerk's Office will distribute payments to victims through the representative or at
17 the addresses listed above.

18 Accordingly, the parties respectfully request that the court issue the attached proposed order.

19 Dated: February 8, 2024

PHILLIP A. TALBERT
United States Attorney

/s/ DAVID L. GAPPY
DAVID L. GAPPY
Assistant United States Attorney

24 Dated: February 8, 2024

/s/ Thomas P. Matthews
THOMAS P. MATTHEWS
Counsel for Aldo David Alcaraz

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALDO DAVID ALCARAZ,

Defendant.

CASE NO. 1:21-CR-00205 NODJ-BAM

ORDER DIRECTING PAYMENT OF
RESTITUTION

COURT: Hon. Dale A. Drozd

ORDER

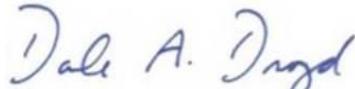
The court has reviewed and considered the stipulation of the parties that was filed on February 9, 2024. Good cause appearing for the requested action,

IT IS HEREBY ORDERED that the defendant pay restitution totaling \$3,000 to "Lily" of the series "HG1."

The United States Attorney's Office, through its Victim Witness Unit, will provide to the Clerk's Office, Financial Department, the name and mailing address to use for distribution of the restitution payment(s) for this victim.

IT IS SO ORDERED.

Dated: February 9, 2024



UNITED STATES DISTRICT JUDGE